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Dated: August 10, 2006

Signature:

(Beverly S. Carter)

Patent
Docket No. 393032014500

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor Patent Application of:
Yukio TADA

Serial No.: 09/605,965

Filing Date: June 28, 2000

For: DOWNLOAD SYSTEM, DOWNLOAD
CONTROL METHOD, AND STORAGE
MEDIUM FOR PORTABLE PLAYERS

Examiner: L. S. Lao

Group Art Unit: 2644

STATEMENT UNDER 37 C.F.R. § 1.97 & 1.98

MS Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

With reference to the above-identified application Applicant submits the documents listed on the attached Form PTO-SB/08/a/b. The issue fee has been paid. Therefore, the Examiner is requested to place these documents in the file of the referenced application, without being considered.

The documents listed on the attached Form PTO/SB/08a/b were cited in a Japanese office action mailed on July 18, 2006 (copy enclosed), directed to a counterpart foreign application.

In the unlikely event that the transmittal form is separated from this document and the Patent and Trademark Office determines that an extension and/or other relief (such as payment of a fee under 37 C.F.R. § 1.17 (p)) is required, Applicant petitions for any required relief including extensions of time and authorize the Director to charge the cost of such petition and/or other fees

due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing **393032014500**.

Dated: August 10, 2006

Respectfully submitted,

By 

David T. Yang

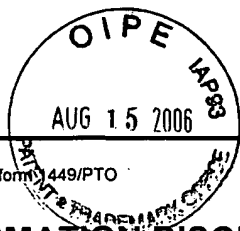
Registration No.: 44,415

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ALTERNATIVE TO PTO/SB/08a/b (07-05)

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|---|-----------|----|---|--------------------------|---------------|
| INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary) | | | | Complete if Known | |
| | | | | Application Number | 09/605,965 |
| | | | | Filing Date | June 28, 2000 |
| | | | | First Named Inventor | Yukio TADA |
| | | | | Art Unit | 2644 |
| Examiner Name | L. S. Lao | | | | |
| Sheet | 1 | of | 1 | Attorney Docket Number | 393032014500 |

| U.S. PATENT DOCUMENTS | | | | | |
|-----------------------|-----------------------|--|--------------------------------|--|---|
| Examiner Initials* | Cite No. ¹ | Document Number | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
| | | Number-Kind Code ² (if known) | | | |
| | | | | | |

| FOREIGN PATENT DOCUMENTS | | | | | | |
|--------------------------|-----------------------|---|--------------------------------|--|---|----------------|
| Examiner Initials* | Cite No. ¹ | Foreign Patent Document | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear | T ⁶ |
| | | Country Code ³ -Number ⁴ -Kind Code ⁵ (if known) | | | | |
| | 1. | JP-05-152986 | 06-18-1993 | Sony Corp | with English abstract | |
| | 2. | JP-07-297735 | 11-10-1995 | Pioneer Electron Corp | with English abstract | |
| | 3. | JP-09-068989 | 03-11-1997 | Sanyo Electric Co Ltd | with English abstract | |
| | 4. | JP-09-121197 | 05-06-1997 | Sony Corp | with English abstract | |
| | 5. | JP-10-055656 | 02-24-1999 | Sony Corp | with English abstract | |
| | 6. | JP-10-290441 | 10-27-1998 | Daiichi Kosho:KK | with English abstract | |
| | 7. | WO-1999/005614 | 02-04-1999 | Access CO., Ltd. | with English abstract | |

*EXAMINER: Initial if information considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

| NON PATENT LITERATURE DOCUMENTS | | | | |
|---------------------------------|-----------------------|---|--|----------------|
| Examiner Initials* | Cite No. ¹ | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | | T ² |
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¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached.

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| Examiner Signature | | Date Considered | |
|--------------------|--|-----------------|--|

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PTO/SB/21 (09-04)
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|---|----------------------|------------------------|--------------|
| TRANSMITTAL FORM (to be used for all correspondence after initial filing) | Application Number | 09/605,965 | |
| | Filing Date | June 28, 2000 | |
| | First Named Inventor | Yukio TADA | |
| | Art Unit | 2644 | |
| | Examiner Name | L. S. Lao | |
| Total Number of Pages in This Submission | | Attorney Docket Number | 393032014500 |

| ENCLOSURES (Check all that apply) | | |
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| <input type="checkbox"/> Fee Attached | <input type="checkbox"/> Licensing-related Papers | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences |
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| <input type="checkbox"/> Extension of Time Request | <input type="checkbox"/> Terminal Disclaimer | <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): |
| <input type="checkbox"/> Express Abandonment Request | <input type="checkbox"/> Request for Refund | copies of seven (7) foreign patent documents |
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| <input type="checkbox"/> Certified Copy of Priority Document(s) | <input type="checkbox"/> Landscape Table on CD | |
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| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | | | |
|--|--|----------|--------|
| Firm Name | MORRISON & FOERSTER LLP (Customer No. 25224) | | |
| Signature | | | |
| Printed name | David T. Yang | | |
| Date | August 10, 2006 | Reg. No. | 44,415 |

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